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18 UNITED STATES DISTRICT COURT
19 SOUTHERN DISTRICT OF CALIFORNIA

20 BARBARA HUBBARD,

Case No. 08cv0564 W (LSP)

21 Plaintiff,

22 vs.

23 SMART & FINAL STORES, LLC dba
24 SMART & FINAL #463; SMART &
25 FINAL PROPERTIES I, LLC,

**JOINT MOTION FOR
DISMISSAL**

26 Defendants.
27 _____/
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1 IT IS HEREBY JOINTLY REQUESTED, pursuant to settlement and release
2 agreements between plaintiffs, BARBARA HUBBARD, and defendant, SMART
3 & FINAL STORES, LLC dba SMART & FINAL #463; SMART & FINAL
4 PROPERTIES I, LLC, that this Court enter a dismissal with prejudice of plaintiff's
5 complaint in the above-entitled action pursuant to Fed. R. Civ. P. 41 as to
6 **defendant SMART & FINAL STORES, LLC dba SMART & FINAL #463;**
7 **SMART & FINAL PROPERTIES I, LLC, only.**

8 Nothing in this Joint Motion shall be construed to affect plaintiffs'
9 complaint and claims in the above referenced case against defendant other than
10 defendant **SMART & FINAL STORES, LLC dba SMART & FINAL #463;**
11 **SMART & FINAL PROPERTIES I, LLC, only.**

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14 Dated: June 17, 2008

DISABLED ADVOCACY GROUP, APLC

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17 /s/ Lynn Hubbard
18 LYNN HUBBARD, III
19 Attorney for Plaintiff Barbara Hubbard

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21 Dated: June 17, 2008

LAW OFFICES OF DAVID G. FREEDMAN

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24 /s/ David Freedman
25 DAVID FREEDMAN
26 Attorney for Defendant Smart & Final
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF BUTTE

I, Jacqueline Martin, am employed in the aforesaid County; I am over the age of 18 years and not a party to the within action; my business address is 12 Williamsburg Lane, Chico, Butte County, California 95926.

On June 17, 2008, I caused the document(s) described as: **JOINT MOTION FOR DISMISSAL** to be served on the interested parties in this action as follows:

On all parties identified for Notice of Electronic Filing generated by the Court's CM/ECF system under the above referenced case caption and number on this date, in the following manner:

The following is a procedure in which service of this document was effected:

(xx) ELECTRONIC SERVICE - by causing the document to be served via the Court's ECF Filing System.

() OVERNIGHT DELIVERY - by causing said envelope(s) to be delivered overnight via an overnight delivery service in lieu of delivery by mail to the addressee(s).

() FAX - by transmitting pursuant to Rules 2001 et seq., the above-described document(s) by facsimile machine (which complied with Rule 2003(3)). The transmission originated from facsimile phone number (530) 894-8244, and was reported complete without error. The facsimile machine properly issued a transmission report.

() PERSONAL SERVICE - by causing to be delivered such document by hand to the offices of the addressee(s).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: June 17, 2008

/s/ Jacqueline Martin
Jacqueline Martin